

From: "Oakley, Dennis" <Dennis.Oakley@PacifiCorp.com>
To: "Pam Grubaugh-Littig" <pamgrubaughlittig@utah.gov>
Date: 12/7/2004 11:29:33 AM
Subject: Request to Withdraw Application

Pam,

The attached is a request from Pacificorp to withdraw the Deer Creek Mine Volume 11, North Rilda Portal Facilities from public record. A hard copy is being sent by US Mail.

Please call if you have any questions or concerns.

Thank You,

Dennis Oakley
Senior Environmental Engineer

Energy West Mining Company
15 North Main Street
P.O. Box 310
Huntington, Utah 84528

Phone: 435.687.4825
Cell: 435.650.9233
Fax: 435.687.2695
e-mail: dennis.oakley@pacificorp.com

Life is what happens to you while you are making other plans.

- A.J. Marshall -

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December 6, 2004

Utah Division of Oil, Gas, and Mining
Coal Program
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

Subject: Request of Permittee for the Return of Deer Creek Mine MRP, Volume 11, Deer Creek Mine North Rilda Portal Facilities

PacifiCorp, by and through its wholly-owned subsidiary Energy West Mining Company ("Energy West") as mine operator, hereby requests that Volume 11 (Deer Creek Mine North Rilda Portal Facilities) which includes two appendix volumes be withdrawn from public record.

Energy West hand delivered six (6) copies to the Division on September 2, 2004. The Division responded with the Administrative Completeness Review on October 11, 2004 and followed up with the Technical Analysis document on October 19, 2004. The Division determined the application incomplete during their review and required Energy West to supply more detailed information with the submittal of the application.

Energy West intends to submit a revised application by mid-December. However, because of the nature and depth of the new information, most chapters in the application have been significantly amended. This issue was discussed with Ms. Pamela Grubaugh-Littig on December 3rd where it was decided to submit a new Volume 11 to completely replace the old one. It was thought that confusion would develop by leaving redline and strikeout text when responding to the October 19th deficiencies.

The new submittal will not contain redline and strikeout text. We hope this process will make the Division's review more efficient and productive. Please return the volumes that were submitted on September 2, 2004 to:

Energy West Mining Company
P.O. Box 310
15 North Main Street
Huntington, Utah 84528

c/o Chuck Semborski

If you have any concerns regarding this request, please contact myself at 435-687-4720 or Dennis Oakley at 435-687-4825.

Sincerely,

Chuck Semborski

Chuck Semborski
Manager of Geology/Permitting